



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on Channel 6; repeated on 7/28/06 at 8 pm and 7/29/06 at 9 am

Tuesday, July 25, 2006

9:00 **INVOCATION** - Chaplain Ted Asfaw, Shady Grove Adventist Hospital, Rockville

9:05 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)
 B. **Acknowledgement** - Receipt of Petitions (Lacefield)
 C. **Action** - Approval of Minutes: July 11, 2006 (Lauer)

(2) 9:10 **CONSENT CALENDAR**

- A. **Introduction** - Resolution regarding Montgomery County Municipal Separate Storm Sewer System, National Pollutant Discharge Elimination System Permit, sponsored by Councilmember Perez (Parr)
Action is tentatively scheduled for 8/1/06.

- B. **Introduction** - Resolution to approve categorical transfer of \$300,000 for MCPS FY06 Provision for Future Supported Projects (Planell)
Action is tentatively scheduled for 8/1/06.

- C. **Action** - Resolution to approve the Office of Legislative Oversight's FY07 Work Program (Orlansky)
MFP Committee recommends approval.

(3) 9:15 **ACTION** - Resolution to approve the following: (Ferber)

- Establish salary of Planning Board Chairman
- Appointment of member of Maryland-National Capital Park & Planning Commission
- Designation of Chairman of Montgomery County Planning Board

- (4) 10:15 **ACTION** - Proposed Charter Amendments: (Faden)
- A. Resolution to place proposed amendments to County Charter on November ballot and approve ballot language
 - B. Resolution to certify qualification of Charter Amendment petitions for November ballot

10:45 DISTRICT COUNCIL SESSION

- (5) A. **Action** - Resolution to extend time until October 11, 2006, for Council action on Shady Grove Sectional Map Amendment (G-852) (Michaelson)
- (6) B. **Action** - Zoning Text Amendment 06-17, Accessibility Improvement - Exemption (Zyontz)
PHED Committee recommends approval.
- (7) C. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)
Application No: G-819
Applicant: Hampden Lane LLC, (Erica Leatham, Attorney)
Property: Part of Lot 5, Block 24B, located at 4804 Montgomery Lane, and consisting of 6,480 square feet; Part of Lot 6, Block 24B, located at 4802 Montgomery Lane, and consisting of 6,477 square feet; Part of Lot 8, Block 24D, located at 4905 Hampden Lane and consisting of 4,919 square feet; and Part of Lot 9, Block 24D, located at 4901 Hampden Lane, and consisting of 4,670 square feet; all located in the Edgemoor Subdivision, Bethesda
Action: Re-zone from R-10 and R-60 to TS-R
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve
- (8) 11:00 **ACTION** - Resolution to declare intent of Council regarding Reorganization Plan for the Office of the Board of License Commissioners (Ferber)
PS/MFP Committee recommends approval.

11:45 LEGISLATIVE SESSION Day #27

- A. Approval of Legislative Journal: July 11, 2006 (Lauer)
- B. Introduction of Bills
- (9) • **Bill 34-06**, Work Release/Pre-Release Programs - Amendments, sponsored by Council President at the request of the County Executive (White)
Public Hearing is scheduled for 9/19/06 at 1:30 pm.
- (10) • **Bill 35-06**, Property Tax Credit - Senior Citizens, sponsored by Councilmember Praisner (Faden)
Public Hearing is scheduled for 9/19/06 at 1:30 pm.
- C. Call of Bills for Final Reading
- (11) • **Bill 25-06**, Procurement - Exemptions (Healy)
MFP Committee recommends approval with amendments.

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11:45 **LEGISLATIVE SESSION Day # 27** *(continued)*

C. Call of Bills for Final Reading *(continued)*

- (12) • **Expedited Bill 33-06**, Property Tax - Tax Credit - Nonprofit Swim Clubs (Faden)
MFP Committee recommends approval with amendments.
- (13) • **Bill 7-04**, Off-the-Road Motorcycles - Registration and Operation (Healy)
PS Committee recommends approval with amendments.

RECESS

- (15) 1:30 **PUBLIC HEARING** - Damascus Sectional Map Amendment (G-854) (Michaelson)
PHED Committee worksession tentatively scheduled for 9/18/06.
- (16) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY07 Operating Budget , Department of Health and Human Services - \$293,580 for Adult Dental Services (Source: General Fund Reserves) (Planell)

ADJOURN

2:00 **T&E Committee** *(7th floor Council Hearing Room)*

5:00 **PHED Committee** *(7th floor Council Hearing Room)*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on August 1, 2006:

Alcoholic Beverages Advisory Board: Theodore A. Seale

Alcohol and Other Drug Abuse Advisory Council: James Lethbridge, Steven T. Coulter, M.D., Paula McCrimmon

Board of Social Services: Carolyn Branson, Nancy Kaplan, Carmen M. Knight, Marta S. Marks, G. Bruce Vanderver, M.D., Carolyn Williams

Commission on Children and Youth: Michelle Shay, Judith Laurenson, Mary H. Silva, Denyse Fredriksson

Commission on Juvenile Justice: Deborah Kears

Commission on Landlord-Tenant Affairs: Andrea R. Mack, Denise F. Hawkins (Alternate Member), Tangela T. Bullock, Roger D. Luchs, Brijette C. Chenet

Committee on Hate/Violence: Kent Weaver

Committee for Ethnic Affairs: Ravi Bakhru, Amani Elkassabany, Harry Iceland, Ismail Kenessy, Jin Kim, Ghiyath Nakshbendi, Kimberly Powell

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on August 1, 2006: (continued)

Dickerson Area Facilities Implementation Group: Walter Sonnevile, Heinz Bachmann, Eric Cronquist, Joseph LaDana

Energy and Air Quality Advisory Committee: Ann Elsen, David B. Faerberg, Jody Foster, Sandi Rudenstein, Gurpreet Singh, Grace D. Soderberg

Mid-County Citizens Advisory Board: Eileen Cahill, Jennifer Deng-Pickett, Andrew Fraser, Seth E. Jacobson, Mary F. Scholl, Gabriel Ruiz, Joy Turner

Silver Spring Urban District Advisory Committee: M. Genevieve Hardesty, Nancy Schwiesow, Barbara V. Henry, Peter B. Esker, Jon M. Lourie, Abrielle B. Anderson, Renee Okon

Upcounty Citizens Advisory Board: Eric A. Cooper, Doug Noble

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Aug 1, 2006	9:30 am	State Legislation
Aug 1, 2006	10:30 am	Regular Session
Aug 7- Sep 15, 2006		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

August 1, 2006

1:30 pm	Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster
1:30 pm	Special appropriation to the County Government's FY07 Capital Budget - \$1,800,000 for Legacy Open Space
1:30 pm	Amendment to Maryland-National Capital Park and Planning Commission's FY07-12 CIP - Legacy Open Space
1:30 pm	Special appropriation to the County Government's FY07 Operating Budget, Office of the State's Attorney -\$22,050 for Health Benefits for State's Attorney's Scholars program

September 19, 2006

1:30 pm	Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.
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September 26, 2006

1:30 pm	Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones
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